IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.25915 of 2008
GAUTAM MISHRA
Versus
STATE OF BIHAR
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2. 24.07.08. Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in connection with Kalyanpur P.S. Case No. 111/2003, registered under Sections 461 and 379 of the Indian Penal Code.

It is submitted on behalf of the petitioner that he is Nazir at the Cricle Office, Kalyanpur, District-Samastipur. On perusal of the allegations made in the First Information Report, it would appear that there is no complicity of the petitioner in the alleged theft. It is further submitted that as regards non-availability of the double lock, the petitioner only in compliance of the Higher Officials to keep the money in single lock, had kept the left over money after distribution, in the single lock of the Nazarath of the Block, as such in case of theft, the petitioner can not be held responsible for the same.

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Considering the above submissions and on perusal of the allegations levelled in the complaint petition as well as averments made in the petition, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner, namely,; Gautam Mishra, shall be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Samastipur, in connection with Kalayanpur P.S. Case No. 111/2003, subject to the conditions as laid down under Sub Section 2 of Section 438 of Code of Criminal Procedure.

M. Pal. **(Shailesh Kumar Sinha, J.)**